

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/782,096 Confirmation No.: 5854  
Applicant(s): Carozzi *et al.*  
Filed: February 19, 2004  
Art Unit: 1638  
Examiner: Anne R. Kubelik  
Title: AXMI-009, A DELTA-ENDOTOXIN GENE AND METHODS FOR ITS USE

Docket No.: 045600/274148  
Customer No.: 00826

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. § 1.121

Madam:

In response to the Office Action dated May 20, 2008, Applicants respectfully request re-examination and reconsideration in view of the following amendments and remarks. Please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims beginning on page 2 of this paper.

**Remarks** begin on page 6 of this paper.